THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.23871 of 2006

27.11.2006

Between:

Indukuri Venkata Rama Raju, S/o.late Suryanarayana Raju
... Petitioner

AND

The Revenue Divisional Officer, Eluru, West Godavari District
And another
... Respondents

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WRIT PETITION No.23871 of 2006

ORDER:

The petitioner claims that his paternal aunt, Smt.Bangaramma, is the owner of land admeasuring Ac.1.00 in survey No.7/1 by reason of partition deed between her and her brother. He also alleges that she allegedly executed registered Will dated 30.4.1977 in favour of the petitioner. Out of Ac.1.00, Government also acquired Acs.0.11 in 1994 and the remaining land is in possession of the petitioner. It is alleged that second respondent came to the land on 02.11.2006 and directed the petitioner not to enter the land and threatened to dispossess him. Therefore, the present writ petition is filed.

After getting instructions, learned Assistant Government Pleader for Revenue (General-A) submits that the land in survey No.7/1 is Government land and that the petitioner is not in possession of the land. He also submits that when the land is proposed to be distributed as house sites, the petitioner has filed the present writ petition to thwart such a move.

As there is a dispute regarding title to the land claimed by the petitioner, this Court cannot go into the question. If the petitioner claims absolute title, he has to seek appropriate remedy in the civil court. Giving liberty to do so, the writ petition is dismissed. No costs.

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(**V.V.S.RAO, J**)

November 27, 2006
YS